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NOTICE OF APPEAL FROM THE PRIMARY  
EXAMINER TO THE BOARD OF PATENT  
APPEALS AND INTERFERENCES

ATTORNEY'S DOCKET NO.

X-11121

SERIAL NO.	FILING DATE	EXAMINER	GROUP ART UNIT
10/048,242	September 13, 2002	A. Pryor	1616

IN RE APPLICATION OF

TOPICAL ORGANIC ECTOPARASITICIDAL FORMULATIONS

TO THE COMMISSIONER FOR PATENTS:


Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated July 3, 2004 of the Primary Examiner finally rejecting Claim(s) 1-3, 7-10 and 12-15.

- ( ) Notice of Appeal fee not required (fee paid in prior appeal of this application)
- (X) Notice of Appeal fee \$330.00
- ( ) Applicant(s) petition(s) under 37 C.F.R. 1.136 for an extension of time to file the foregoing Notice of Appeal as follows:
- ( ) One month (\$110.00)
  - ( ) Two months (\$420.00)
  - ( ) Three months (\$950.00)

Please charge the fees indicated in the amount \$330.00 to Deposit Account No. 05-0840.

The Commissioner is hereby authorized to charge any additional fees which may be required by this or any related paper, or credit any overpayment to Deposit Account No. 05-0840.

Two copies of this sheet are enclosed.

  
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ELI LILLY AND COMPANY  
Patent Division  
P.O. Box 6288  
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September 1, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below:

ELI LILLY AND COMPANY

By Linda M. Dunbar

Date September 1, 2004